

SENATE BILL 92

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2004 Regular Session
4r1387
CF 4r1106

By: **Senators Mooney and Brinkley**
Introduced and read first time: January 19, 2004
Assigned to: Budget and Taxation

Committee Report: Favorable
Senate action: Adopted
Read second time: March 24, 2004

CHAPTER _____

1 AN ACT concerning

2 **Frederick County - Bond Rating Enhancement Reserve and Appropriation**

3 FOR the purpose of requiring the Board of County Commissioners of Frederick
4 County to establish and maintain a bond rating enhancement reserve and
5 establish criteria for maintaining the reserve; stating the purpose of the reserve;
6 authorizing the County Commissioners to increase appropriations and expend
7 the increased appropriations; requiring the County Commissioners to establish,
8 by ordinance, criteria for increasing appropriations and expending the increased
9 appropriations and requiring the increase to be derived from the reserve or a
10 certain general fund; defining certain terms; and generally relating to the bond
11 rating enhancement reserve and appropriation in Frederick County.

12 BY adding to
13 Article 25 - County Commissioners
14 Section 221B
15 Annotated Code of Maryland
16 (2001 Replacement Volume and 2003 Supplement)

17 BY adding to
18 The Public Local Laws of Frederick County
19 Section 2-7-10 and 2-7-11
20 Article 11 - Public Local Laws of Maryland
21 (1979 Edition and April 2002 Supplement, as amended)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
23 MARYLAND, That the Laws of Maryland read as follows:

1

Article 25 - County Commissioners

2 221B.

3 IN FREDERICK COUNTY, THE BOARD OF COUNTY COMMISSIONERS SHALL
4 ESTABLISH AND MAINTAIN A BOND RATING ENHANCEMENT RESERVE.

5

Article 11 - Frederick County

6 2-7-10.

7 (A) IN THIS SECTION, "RESERVE" MEANS THE BOND RATING ENHANCEMENT
8 RESERVE.

9 (B) THE BOARD OF COUNTY COMMISSIONERS SHALL ESTABLISH A BOND
10 RATING ENHANCEMENT RESERVE AND SHALL:

11 (1) ESTABLISH CRITERIA FOR MAINTAINING THE RESERVE; AND

12 (2) MAINTAIN THE RESERVE.

13 (C) THE PURPOSE OF THE RESERVE IS TO:

14 (1) ENHANCE, PRESERVE, AND SAFEGUARD FREDERICK COUNTY'S BOND
15 RATING; AND

16 (2) PROTECT THE FINANCIAL INTEGRITY OF FREDERICK COUNTY.

17 2-7-11.

18 (A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE BOARD OF COUNTY
19 COMMISSIONERS MAY INCREASE APPROPRIATIONS AND EXPEND THE INCREASED
20 APPROPRIATIONS.

21 (B) PRIOR TO INCREASING APPROPRIATIONS AND EXPENDING THE
22 INCREASED APPROPRIATIONS, THE BOARD OF COUNTY COMMISSIONERS SHALL:

23 (1) ESTABLISH, BY ORDINANCE, CRITERIA FOR INCREASING
24 APPROPRIATIONS AND EXPENDING THE INCREASED APPROPRIATIONS; AND

25 (2) REQUIRE THE INCREASE IN APPROPRIATIONS TO BE DERIVED FROM:

26 (I) THE UNAPPROPRIATED UNDESIGNATED GENERAL FUND
27 BALANCE REQUIRED UNDER § 2-7-1(A)(2) OF THIS ARTICLE; OR

28 (II) THE BOND RATING ENHANCEMENT RESERVE ESTABLISHED
29 UNDER § 2-7-10 OF THIS ARTICLE.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
31 effect July 1, 2004.

